

ULTIMA SERVICES CORPORATION,)
)
 Plaintiff,)
)
 v.) No. 2:20-cv-00041-DCLC-CRW
)
 U.S. DEPARTMENT OF AGRICULTURE,)
 et al.,)
)
 Defendants.)

Defendants United States Department of Agriculture, the Secretary of Agriculture, the United States Small Business Administration, and the Administrator of the United States Small Business Administration (“Defendants”), by its attorneys, request that the Court enter the attached Protective Order Regarding Computer Code Used in Defendants’ Expert Report in the above-captioned case. The parties have conferred regarding the proposed Protective Order and agree to its terms. In support of this motion, Defendants state as follows:

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3. The computer code relied upon by Mr. Chow in preparing his expert report contains sensitive proprietary information of Mr. Chow and his employer, the Department of Commerce.

4. In addition, a significant amount of Mr. Chow's and the Department of Commerce's intellectual property is contained in the computer code. The computer code has commercial value, and Mr. Chow would be harmed if his code is permitted to be used outside of this litigation.

5. The Parties agree to the entry of a protective order pursuant to Rule 26(c).

6. A proposed Protective Order Regarding Computer Code Used in Defendants' Expert Report is attached.

THEREFORE, the Parties request that the Court enter the attached proposed Protective Order.

Dated: April 28, 2022

Respectfully submitted,

KAREN D. WOODARD
Chief
Employment Litigation Section
Civil Rights Division
United States Department of Justice

OF COUNSEL:

Karen Hunter
Senior Trial Attorney

ANDREW BRANIFF (IN Bar No. 23430-71)
Deputy Chief

David A. Fishman
Assistant General Counsel for Litigation

By: /s/ Christine T. Dinan
Juliet E. Gray (D.C. Bar No. 985608)
K'Shaani Smith (N.Y. Bar 5059217)

Eric S. Benderson

Associate General Counsel for Litigation
U.S. Small Business Administration

Amar Shakti Nair
Attorney Advisor

Ashley Craig
Attorney Advisor
U.S. Department Of Agriculture

Christine T. Dinan (D.C. Bar 979762)
Senior Trial Attorneys
Employment Litigation Section
Civil Rights Division
United States Department of Justice
150 M Street, N.E.
Washington, D.C. 20002
(202) 598-1600
Juliet.Gray@usdoj.gov
K'Shaani.Smith@usdoj.gov
Christine.Dinan@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on April 28, 2022, I electronically filed the above document and attached Stipulated Confidentiality and Protective Order with the Clerk of the Court using the ECF System, which will send notification of such filing to all counsel of record.

/s/ Juliet E. Gray
Juliet E. Gray
Senior Trial Attorney